# RENO CITY COUNCIL BRIEF OF MINUTES

# September 24, 2002 (Official Minutes in City Clerk's Office)

A Regular Meeting of the Reno City Council was called to order at 12:15 p.m. on September 24, 2002, in the Council Chambers at City Hall.

**PRESENT:** Council Members Harsh, Rigdon Sferrazza, and Hascheff

**ABSENT:** Council Members Doyle, Aiazzi, and Mayor Griffin

**ALSO PRESENT:** City Manager McNeely, City Attorney Lynch and Acting City Clerk Jones

AGENDA ITEM <u>NO.</u>

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#### ASSISTANT MAYOR RIGDON PRESIDING

- 1 PLEDGE OF ALLEGIANCE was led by Councilperson Hascheff.
- 2 ROLL CALL
- Public Comment: Limited to No More Than Three (3) Minutes And Limited to Items That Do Not Appear on The Agenda. Comments are to Be Addressed to the Council as a Whole.

Jerry Cail, 9811 Dixon Ln., Reno, Chairman of Nevada Commission on Sports, gave a report on the selection and development of Olympic sites and the funding process.

Eddie Anderson, 14015 Rhyolite, Reno, spoke on the attempted recall of certain City Council members.

June Wisniewski, 1375 Mill St., Reno, spoke of the Governor's budget cuts and the funding of the National Judicial College.

John Robertson, 6904 Tunika Ct., Reno, spoke in opposition to the Council's action regarding the Resource City relationship with Afghanistan.

Chris Oberg, 3000 Scottsdale Rd., Reno, spoke of possible violations by Home Depot of the Special Use Permit issued by the City.

Guy Felton, 1220 Salem, Reno, spoke about Reno city government and the Northern Nevada Network.

Tyrus Cobb, Reno, Executive Director of the Northern Nevada Network, offered rebuttal to remarks made about the City Council and the Northern Nevada Network.

Aaron Schumacher, Reno, spoke of Nevada financial concerns.

Cathy Brandhorst, 520 No. Virginia, Reno, expressed her general concerns.

Sam Dehne, Reno, spoke about Reno city government.

Judith Snell, 3740 Vantage Way, Reno, spoke on the bond issue for an animal shelter in the upcoming election

NO ACTION TAKEN ON THIS ITEM

**2B** APPROVAL OF THE AGENDA FOR SEPTEMBER 24, 2002.

It was moved by Councilperson Rigdon, seconded by Councilperson Hascheff to approve the agenda for September 24, 2002.

Motion carried with Councilpersons Aiazzi, Doyle and Mayor Griffin absent.

#### COUNCILPERSONS AIAZZI AND DOYLE AND MAYOR GRIFFIN PRESENT AT 1:15 P.M.

### 2C <u>PRESENTATIONS</u>

Presentation to the City by the Nevada Chapter of the American Public Works Association for Small Project of the Year Award for 2001-2002, Yori Park.

Allen Gray representing the Nevada Chapter of the American Public Works Association presented the award to Mayor Griffin who accepted on behalf of the city of Reno.

**2C2** Presentation regarding 2002 Artown

Karen Craig, Executive Director of Reno is Artown, recognized the efforts of the City staff for Artown 2002 and gave a report on Artown 2002.

#### COUNCILPERSON SFERRAZZA ABSENT AT 1:45P.M.

10A <u>Staff Report:</u> Use of HOME funds for the Friendship Lane Revitalization Project - Phase I.

<u>Recommendation</u>: Staff recommends the approval of redirecting \$232,000.00 of FY2002-2003 funds to the rental housing portion of Friendship Lane Phase I Revitalization Project.

Pamela Barrett, Community Resources Manager, presented the report.

David Morton, Executive Director of the Housing Authority, gave an update on Friendship Lane and the assistance from the State of Nevada.

Councilperson Doyle expressed concern over a proposed change of name for Friendship Lane. She also inquired about the time line for the project.

Councilperson Hascheff asked about the number of units. Mr. Morton explained why the original plan had changed, about the addition of a senior unit, and the phasing.

It was moved by Councilperson Doyle, seconded by Councilperson Hascheff, to approve the redirecting of \$232,000.00 of FY2002-2003 funds to the rental housing portion of Friendship Lane Phase I Revitalization Project.

Motion carried with Councilperson Sferrazza absent.

#### COUNCILPERSON SFERRAZZA PRESENT AT 1:50 P.M.

3 CASH DISBURSEMENTS - September 1, 2002 - September 14, 2002.

It was moved by Councilperson Doyle, seconded by Councilperson Rigdon, to approve the Cash Disbursements.

Motion carried with Councilperson Hascheff abstaining on the Martin Marietta disbursements.

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4 APPROVAL OF MINUTES - August 20, 2002, and August 27, 2002.

It was moved by Councilperson Doyle, seconded by Councilperson Rigdon, to approve, as submitted, the Council Minutes of August 20, 2002, and August 27, 2002.

Motion carried.

## 6 <u>CONSENT AGENDA</u>

## **Business License Applications**

### New License – Liquor

- 1. Diamond Billiards 5890 S. Virginia Street
- 2. Café at Franktown Corners 2325 Kietzke Lane
- 3. Sam's Club #4768 4835 Kietzke Lane

## Change of Ownership - Liquor

4. Hurricanes Cocktail & BBQ - 231 West 2<sup>nd</sup> Street

## New License – Privileged

- 5. Reno Thrift LLC 1400 E. Peckham Lane, Suite E
- **6B** Staff Report: Northwest Urban Trails, Change Order No. 1 to provide asphalt surfacing of 2 1/2 miles of trail Contract No. 1097.

<u>Recommendation</u>: Staff recommends that Council authorize Change Order No. 1 to Contract No. 1097 in the not to exceed amount of \$140,000.00.

6C <u>Staff Report:</u> 2002-2003 Sewer Rehabilitation Project - Phase I - Consultant Contract with Lumos and Associates for inspection, testing, surveying and construction administration services.

<u>Recommendation</u>: Staff recommends approval of the consulting contract with Lumos and Associated in an amount not to exceed \$254,870.00.

**6D** <u>Staff Report:</u> Agreement between the Cities of Reno and Sparks and the Nature Conservancy for pilot channel and wetland construction project for the Lower Truckee River Restoration.

<u>Recommendation</u>: Staff recommends approval of the agreement between the Cities of Reno and Sparks and The Nature Conservancy for the Pilot Channel and Wetland Construction Project for the Lower Truckee River with Reno's share being \$411,780.00, and authorize the Mayor to sign.

6E <u>Staff Report:</u> Improvement Agreement and Security for the Bluffs Apartments Case No. LDC03-00106.

[Ward 4]

<u>Recommendation</u>: Subject to approval of the Improvement Agreement and the Security by the City Attorney, the following actions are recommended: A. Council approval, B. Mayor to sign, C. Improvement Agreement and Security to be filed with the City Clerk.

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## **CONSENT AGENDA (Continued):**

**6F** <u>Staff Report:</u> Workers Compensation Excess Loss Insurance.

<u>Recommendation</u>: Staff recommends the City Council approve renewal with Employers Reinsurance Corporation (ERC) for workers compensation excess loss coverage.

**Staff Report:** Award of Bid No. 1268 - Above Ground Lifts to be installed at the City's Corporation Yard to be used in the repair and maintenance of City Vehicles.

<u>Recommendation</u>: It is staff's recommendation that bid award for Above Ground Lifts be made to Mohawk Resources

**6H** Staff Report: Approval of Collective Bargaining Agreement with Local 39, Supervisory Unit.

<u>Recommendation</u>: Staff recommends approval of the new 2002-2006 Local 39 Supervisory Unit collective bargaining agreement and to authorize the Mayor to sign.

6I <u>Staff Report:</u> Addendum to Professional Services Agreement for the Design of the Truckee River.

<u>Recommendation</u>: Staff recommends approval of the addendum to the agreement and authorization for the Mayor to sign.

It was moved by Councilperson Rigdon, seconded by Councilperson Hascheff, to approve the Consent Agenda, with the exception of Items 6A4 and 6E which were pulled for separate discussion.

Motion carried.

#### 6A Change of Ownership – Liquor (Continued):

4. Hurricanes Cocktail & BBQ - 231 West 2<sup>nd</sup> Street

Russ Morgan, Accounting Manager, answered Councilperson Harsh's questions about police responses to Hurricanes Cocktail and BBQ and the number owners and the type of licensing the establishment has had.

It was moved by Councilperson Doyle, seconded by Councilperson Harsh, to approve the privilege license application.

Motion carried.

6E Staff Report: Improvement Agreement and Security for the Bluffs Apartments (Continued): Case No. LDC03-00106.

[Ward 4]

<u>Recommendation</u>: Subject to approval of the Improvement Agreement and the Security by the City Attorney, the following actions are recommended: A. Council approval, B. Mayor to sign, C. Improvement Agreement and Security to be filed with the City Clerk.

It was moved by Councilperson Doyle, seconded by Councilperson Sferrazza, to approve Case No. LC03-00106.

Motion carried.

## PUBLIC HEARINGS 2:00 P.M.

Staff Report: Request for abandonment of a ±3410 square foot portion of a dedicated street right-of-way on the west side of Offenhauser Drive at its southerly end in proximity to Gateway Drive and the U.S. 395 freeway. The area requested for abandonment is a strip of land ±15 feet wide and approximately 220 feet long; the width varies at the southerly end due to the proximity of U.S. 395 and change in alignment of the street. Case No. LDC 03-00094 (Farahi/Offenhouser Drive)

[Ward 2]

Recommendation: Staff recommends approval of the abandonment, subject to conditions.

The Mayor inquired if proper notice had been given.

The Clerk stated that proper notice was given and no correspondence was received.

The Mayor asked if anyone in the audience wished to speak. Hearing no one he closed the public hearing.

It was moved by Councilperson Rigdon, seconded by Councilperson Hascheff to uphold the recommendation of the Planning Commission and approve the abandonment, subject to conditions.

Motion carried.

Staff Report: Request to amend the SPD handbook by eliminating the requirement for a tree mitigation plan and the requirement to incorporate 35 of the existing 58 trees on the site into the final landscaping plan on a ±5.18 acre site zoned SPD (Specific Plan District) located at 6473 Kietzke Lane. Case No. LDC03-00008 (First Independent Bank)

[Ward 2]

<u>Recommendation:</u> The Planning Commission recommends approval of the requested SPD amendment by ordinance.

The Mayor inquired if proper notice had been given.

The Clerk stated that proper notice was given and no correspondence was received.

Carl Matsel, Matrix Engineering, representing Barker Coleman, was present to answer any questions the Council might have.

Councilperson Sferrazza expressed concern over the fact that all of the trees on site were cut down. She indicated that she would like the arborist that was used by the developer to be present at the next Council meeting to answer questions regarding the health of the trees.

Carl Matsel stated that the Building Department said the trees could be cut.

Jeff Codega, Planning Design, answered Councilperson Harsh's question about the trees and whether or not there is room to plant the penalty trees. He stated that the removed trees were 60 year old cottonwood trees.

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# 15. **PUBLIC HEARINGS (Continued):**

15B Staff Report: (Continued): Case No. LDC03-00008 (First Independent Bank) [Ward 2]

Cheryl Ryan, Senior Planner, answered Councilperson Harsh's question about the text of the SPD and stated that staff used the text.

Ms. Ryan responded to Councilperson Hascheff's questions about why the penalty policy was chosen over saving the existing trees.

Donald Naquin, Landscape Architect, explained the formula used to replace trees that have been cut down and expressed his opinion of the state of the trees cut and the extent of the disease and stated that the diameter of the removed trees was probably 29" to 50".

It was moved by Councilperson Rigdon, seconded by Councilperson Sferrazza to continue the item until the October 1, 2002 Council meeting.

Motion carried.

It was moved by Councilperson Rigdon, seconded by Councilperson Aiazzi, to reconsider the motion to continue Item 15B to the October 1, 2002 meeting.

Motion carried.

It was moved by Councilperson Rigdon, seconded by Councilperson Hascheff, to uphold the recommendation of the Regional Planning Commission and return in 2 weeks with the second reading of the ordinance.

Motion carried.

# 15 <u>ORDINANCE, INTRODUCTION</u>

**15B1 ORDINANCE, INTRODUCTION** Bill No.5905 Ordinance to amend Chapter 18.06 of the Reno Municipal Code, entitled "Zoning" Section 18.06 201B.988, by amending Ordinance No. 5120 to change the text in the SPD Handbook by eliminating the requirement for a tree mitigation plan and the requirement to incorporate 35 of the existing 58 trees on the site into the final landscaping plan, located at 6473 Kietzke Lane in an SPD (Specific Plan District) zone; together with other matters properly relating thereto.

It was moved by Councilperson Rigdon, seconded by Councilperson Hascheff, to refer Bill No.5095 to the Committee of the Whole.

Motion carried.

Staff Report: Request for the following: (1) a zoning map amendment from SF6 (Single Family - 6,000 square foot lots) to PO (Professional Office); (2) special use permits to allow: a) non-residential development adjacent to residentially zoned property; and b) a non-residential facility adjacent to a major arterial; and (3) variances to a) allow a building to be placed toward the back of the lot; b) eliminate the required five foot landscape strip adjacent to parking; and c) allow parking to be placed in front of the primary building on a ±0.67 acre site located on the south side of East Plumb Lane ±105 feet west of its intersection with Orange Lane. Case No. LDC02-00441 (Dolan/660 East Plumb Lane) [Ward 2]

<u>Recommendation</u>: The Planning Commission recommends approval of the requested zoning map amendment by ordinance, special use permits and variances, subject to the conditions in the staff report.

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## 15 **PUBLIC HEARINGS (Continued):**

## 15C Staff Report: (Continued) Case No. LDC02-00441 (Dolan/660 East Plumb Lane[Ward 2]

The Mayor inquired if proper notice had been given.

The Clerk stated that proper notice was given and no correspondence was received.

It was moved by Councilperson Rigdon, seconded by Councilperson Hascheff, to uphold the recommendation of the Planning Commission.

Motion carried.

**15C1 ORDINANCE, INTRODUCTION** Bill No. 5906 Ordinance to amend Title 18, Chapter 18.06 of the Reno Municipal Code entitled "Zoning", rezoning a ±0.67 acre site located on the south side of East Plumb Lane ±105 feet west of its intersection with Orange Lane from SF6 (Single Family - 6,000 square foot lots) to PO (Professional Office); together with other matters properly relating thereto.

It was moved by Councilperson Rigdon, seconded by Councilperson Hascheff, to refer Bill No. 5906 to the Committee of the Whole.

Motion carried.

## 12. <u>FINANCE</u>

12A Appeal of Denial of Privileged Cabaret Dancer License - Sasha Mills

Recommendation: Staff recommends that Shasha Mills' appeal be denied.

Creig Skau, Deputy City Attorney, represented the City in this matter.

Detective Kevin McManus, Reno Police Department, in sworn testimony, presented evidence to support the City's case. The exhibits presented include:

- A. Business License Application
- B. Copy of Reno Police Department Follow-Up Investigation of Ms. Mills. and RPD Inter-Office Memorandum and records of arrests in Nevada and Indiana.
- C. Recommendation from RPD to Russ Morgan, Accounting Manager, that the application be denied because of a prior felony conviction.

It was moved by Councilperson Hascheff, seconded by Councilperson Aiazzi to accept the exhibits presented.

Motion carried

Detective Kevin McManus, Reno Police Department, in sworn testimony related a conversation with the Montgomery County, Indiana authorities in which he learned that the deadly weapon involved in the felony conviction was a knife.

## 12 **FINANCE (Continued):**

12A Appeal of Denial of Privileged Cabaret Dancer License - Sasha Mills (Continued)

The Mayor inquired whether or not Ms. Mills had legal counsel with her. She replied that she did not.

Ms. Mills stated that did hurt someone but that she completed her probation and that she has been clean and sober for 6 years. She also stated that contrary to the police report she did not have a knife. She offered to have her probation officer contacted.

Ms. Mills stated that the person who assisted her with the work permit advised her that it was not necessary to list the drug arrest because the authorities could learn the details and not to worry about it.

Councilperson Rigdon asked Detective McManus about Ms. Mills probation status.

Councilperson Hascheff asked Creig Skau about whether either of the charges would be grounds for not granting the license. Mr. Skau said that either would be grounds for not granting a license.

Councilperson Doyle inquired as to the possibilities of granting a temporary license until Ms. Mills graduates from high school. The Mayor and Mr. Skau said that it was possible.

Detective Lang stated, under oath, that Ms. Mills, upon recommendation of the court, should not be working in that type of environment.

Councilperson Doyle asked Detective Lang how many service calls the RPD received involving adult cabarets calls.

Sam Dehne spoke on behalf of the appellant.

It was moved by Councilperson Doyle, seconded by Councilperson Sferrazza, to approve a Cabaret Dancer License until December 31, 2002.

Motion carried with Councilpersons Rigdon, Aiazzi and Mayor Griffin voting nay.

#### COUNCILPERSON RIGDON ABSENT AT 4:12 P.M.

# 7 ORDINANCES, ADOPTION

7A <u>Staff Report:</u> Bill No.5904 Ordinance creating the City of Reno, Nevada 2002 Special Assessment District No. 5. (**Downtown Events Center**)

<u>Recommendation</u>: Council consider Bill No. 5904, which upon final adoption of the ordinance will create the City of Reno, Nevada 2002 Special Assessment District No. 5 (Downtown Events Center).

It was moved by Councilperson Doyle, seconded by Councilperson Aiazzi, to pass and adopt Bill No. 5904, Ordinance No. 5372.

Motion carried with Councilperson Rigdon absent.

8A <u>Staff Report:</u> Resolution No. 6053 Resolution fixing the time when objections to the Assessment Roll for the City of Reno, Nevada 2001 Stead Special Assessment District No. 2, in and of the City of Reno, Nevada, made by the City Council of said City, together with the Public Works Director/City Engineer, will be heard, and causing such Roll to be filed in the office of the City Clerk.

Recommendation: Staff recommends that Council adopt Resolution No. 6053.

It was moved by Councilperson Doyle, seconded by Councilperson Aiazzi, to adopt Resolution No. 6053.

Motion carried.

# 11 PUBLIC WORKS

11A <u>Staff Report:</u> Request for Approval of new contract with Manatt, Phelps, and Phillips, LLP for Federal Lobbying Services relating to ReTRAC. [Depressed Trainway Project]

<u>Recommendation</u>: Staff recommends that Council authorize the follow-on contract for ongoing lobbying services by MP&P on a time and materials basis in an amount not to exceed \$200,000.00 (NTE includes a \$40,000.00 force account).

John Sparnicht, ReTRAC Manager, explained the status of the loans and the services provided by Manatt, Phelps and Phillips, LLP to assist in obtaining the \$18,000,000.00 in future loans.

It was moved by Councilperson Doyle, seconded by Councilperson Hascheff, to approve the staff recommendation.

Motion carried with Councilpersons Harsh and Sferrazza voting nay and Councilperson Rigdon absent.

11B <u>Staff Report:</u> Request for Approval of Master Rearrangement Agreement for Communication Facilities with Charter Communications for ReTRAC. [Depressed Trainway Project]

<u>Recommendation</u>: Staff recommends that Council approve the Rearrangement Agreement and authorize the Mayor to sign.

It was moved by Councilperson Doyle, seconded by Councilperson Hascheff, to approve the staff recommendation.

Motion carried.

11C <u>Staff Report:</u> Request for Approval of Master Rearrangement Agreement for Communication Facilities with Qwest for ReTRAC. [Depressed Trainway Project]

<u>Recommendation</u>: Staff recommends Council approve the Rearrangement Agreement and authorize the Mayor to sign.

It was moved my Councilperson Hascheff, seconded by Councilperson Aiazzi, to approve the staff recommendation.

Motion carried with Councilpersons Harsh and Sferrazza voting nay and Councilperson Rigdon absent.

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13 CITY CLERK

#### 13A Boards and Commissions Appointments

**13A1** Access Advisory Board

NO ACTION ON THIS ITEM

A RECESS WAS DECLARED AT 4:30 P.M. TO RECONVENE AS THE REDEVELOPMENT AGENCY.

COUNCIL RECONVENED AT 4:45 P.M. WITH COUNCILPERSONS HARSH, RIGDON, SFERRAZZA, DOYLE, AIAZZI, HASCHEFF AND MAYOR GRIFFIN PRESENT.

14B Approval of the Draft Agenda for the Reno City Council Meeting of October 1, 2002.

Councilperson Doyle requested Item 7C be changed to read Discussion of Pedestrian and Traffic Concerns on Sutro.

Councilperson Doyle requested Item 7D be pulled.

Councilperson Doyle requested Hot August Nights be brought back to the Council prior to November.

Councilperson Doyle requested the addition of Northtowne Home Depot Special Use Permit.

It was moved by Councilperson Doyle, seconded by Councilperson Aiazzi, to approve the agenda with the following changes: Pull Item 7D pulled; Change the wording on Item 7C to Discussion of Pedestrian and Traffic Concerns on Sutro; Add Item 14A from the September 24, 2002 meeting; Discussion regarding the Northtowne Home Depot Special Use Permit; Report on Neighborhood Assessment; Discussion regarding salaries of the City Attorney and Deputy City Attorney.

Motion carried.

A RECESS WAS CALLED AT 5:45 P.M. AND UPON RECONVENING AT 6:30 P.M. COUNCILPERSONS HARSH, RIGDON, SFERRAZZA, DOYLE, AIAZZI, HASCHEFF AND MAYOR GRIFFIN WERE PRESENT.

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# PUBLIC HEARINGS 6:30 P.M.

Staff Report: Request for the following (1) a zoning map amendment to amend the Sky Vista PUD (Planned Unit Development) to allow the development of 138 attached housing units where the PUD was previously approved for ±14 acres of neighborhood commercial development; and (2) a tentative map to construct a 138 lot townhouse subdivision on the portion of the PUD located on the west side of Sky Vista Parkway and south of Silver Lake Road. **LDC02-00445** (Villas at Sky Vista)

<u>Recommendation</u>: The Planning Commission recommends approval of the requested zoning map amendment and tentative map, subject to conditions in the staff report.

(This item was continued from the September 10, 2002, Council Meeting)

The Mayor inquired if proper notice had been given.

The Clerk stated that proper notice was given and no correspondence was received.

Vern Kloos, Senior Planner outlined the re-notification process and drew the attention of the Council to the memos attached to the staff report.

Irene Hobson, 9460 Canyon Meadows Drive, Reno, appellant, spoke of the high density population of the area with the development; over crowding of the schools in the area; rise in crime in high population areas; parking for Villas at Sky Vista; and the traffic on the streets in the area. She indicated that the current residents were told the property would be commercial not residential.

Ben Veach, Summit Engineering, spoke of the acquisition of the property when the grocery chain store picked another site. He stated the homes are targeted at the first time home buyer. He further stated that there is buffering and traffic mitigation for the site.

Councilperson Harsh asked for explanation of the maps and was answered by Mr. Veach.

Joseph Squellati, 1004 Rapid Creek Court, Reno, spoke against the proposed change in the area because of the over crowding.

Arbie Neal, 9598 Black Bear Drive, Reno, spoke against the proposed subdivision and its traffic hazards and the safety of the children.

Brian Gipe, 9557 Black Canyon, Reno, spoke against the proposal and asked why the project was not designed like the other groups in the area. He stated he does not like the idea of a two story house backed on to his lot and invading his privacy.

Raul Borrastero, 9549 Black Canyon Drive, Reno, spoke in opposition to the development and to the lack of privacy and safety.

# PUBLIC HEARINGS 6:30 P.M.

#### 15E Staff Report: (Continued): LDC02-00445 (Villas at Sky Vista)

Judy Burgos, 9403 Canyon Meadows, Reno, spoke against the development and it's over crowding, traffic, and the safety of the children.

Tori Benavidez, 9520 Black Canyon Drive, Reno, spoke in favor of a new subdivision.

Glenn Waddell, Jr., 11740 Lone Desert Drive, Board President of the Sky Vista Home Owners Association, spoke in favor of the subdivision with the addition of traffic control and green belts.

Councilperson Doyle told Mr. Waddell of the operation of the Neighborhood Advisory Board and that there was an opening on the one for his area.

Councilperson Aiazzi asked for an explanation of the Residential Construction Park Tax. Vern Kloos explained the process.

Vern Kloos addressed Councilperson Aiazzi's questions about parking. Mr. Veach stated that the project was up to code on parking.

Councilperson Rigdon inquired about the lot sizes and was answered by Mr. Veach who also spoke of the setbacks and the right of way width.

Councilperson Rigdon asked if this project fell under the category of a small lot development code. Vern Kloos said that this case was unique and did not have to meet the small lot qualifications.

Councilperson Harsh, inquired of Mr. Veach as to the design of the houses and asked for clarification of the setback and the parking.

Councilperson Sferrazza asked why the plan was so dense. Mr. Veach said this was done to create affordable housing.

Councilperson Hascheff asked Vern Kloos what could be built on the existing land as currently zoned and about traffic patterns and buffers.

Mr. Veach responded to Mayor Griffin's questions concerning the width of the street.

Irene Hobson answered Mayor Griffin's question about increased buffer space.

Councilperson Doyle asked Mr. Veach about the park tax and the traffic.

Keith Lockhard, Senior Civil Engineer, answered Councilperson Doyle's questions about traffic mitigation in the PUD.

Councilperson Aiazzi asked if the builder could insert a buffer and put single units next to the buffer.

Councilperson Harsh asked Mr. Veach why there is no green belt.

Councilperson Rigdon asked Mr. Veach why they did not go with the small lot usage.

Councilperson Hascheff asked Mr. Veach about the difference between the parking proposed and single family parking and the density of Sky Vista.

## 15 **PUBLIC HEARINGS (Continued):**

## 15E Staff Report: (Continued): LDC02-00445 (Villas at Sky Vista)

Councilperson Sferrazza asked Mr. Veach about on street parking and was told that there is 2/3 of an on street parking space per unit.

Mike Lindell, of Jones Vargas, spoke on the Residential Construction Tax. He stated that the Developer believes that the tax should continue to be divided 50/50 as it is under the existing PUD. Sky Vista has complied with the guidelines in the PUD. Sky Vista contributed 80 acres to the county park.

Laura Tuttle, Planning Manager, responded to Mr. Lindell, stating that Sky Vista has increased the number of units once and now seeks another increase but they have not increased the amenity package at this time

Councilperson Hascheff asked Mr. Lindell if Sky Vista considered the Residential Construction Tax a repayment for previous work.

Ms. Tuttle responded to Councilperson Rigdon's questions about the Residential Construction Tax and what it covers and whether or not it will cover the cost of more parks

#### A RECESS WAS CALLED AT 8:15 P.M.

COUNCIL RECONVENED AT 8:30 P.M. WITH COUNCILPERSONS HARSH, RIGDON, SFERRAZZA, DOYLE, AIAZZI, HASCHEFF AND MAYOR GRIFFIN PRESENT.

It was moved by Councilperson Doyle, seconded by Councilperson Aiazzi, to uphold the recommendation of the Planning Commission with the following additional conditions:

- 1) Lots 1 through 24 have been reduced to lots 1 through 12 with detached single family units on each lot with no more than 50% of these houses 2 story and the setbacks for those houses to be equal to or exceed the setbacks for the houses in the Village adjacent to the South.
- 2) Be allowed to receive RTC credit (upheld planning commission recommendation).

Direct staff to investigate and act accordingly:

Analyze the appropriateness of putting all-way stops at the intersection of Sky Vista and Silver Lake and possibility of putting in raised pedestrian crosswalks at the intersection to improve pedestrian access to the regional park.

Installation of a gate on Black Bear where this subdivision and the Village to the South meet in a common property line.

Installation of pedestrian, speed limit/stop signs, etc., in the vicinity of the subdivision as necessary.

Motion carried

## MAYOR AND COUNCIL

14A Direction and possible action regarding the Special Events portion of the R-1 Bond: Specifically, a proposal that the City purchase from the Redevelopment Agency a portion or portions of the site formerly known as "the Mapes site" in order to permanently construct a public plaza, with a seasonal ice skating rink and a proposal that the Redevelopment Agency then use such proceeds to actively pursue the purchase of a portion or portions of the site roughly referred to as "the Bergendahl site" with the express purpose of allowing a one year time period to arrange for the financing and construction of an AAA baseball stadium at that location.

ITEM POSTPONED TO OCTOBER 1, 2002

#### 16. ADJOURNMENT

The meeting was adjourned at 9:00 p.m.

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